

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/552,221)	Conf. No.: 6512
)	
International App. No.: PCT/GB04/02957)	
)	
Priority Date: 12 July 2003)	
)	
Int. Filing Date: 08 July 2004)	
)	
Inventor: Colin Roy Tarry)	
)	
For: CONDUCTIVE MATERIALS)	
)	
Atty Ref.: 198/43889/522-PCT-US)	

RENEWED PETITION UNDER 37 C.F.R. § 1.110(e)

Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

On January 29, 2008, Applicant submitted a "Petition to Revive" with regard to the above-identified patent application stating that the Applicant had in fact responded to the Notification of Missing Requirements in a timely matter. On February 19, 2008, the United States Patent and Trademark Office issued a response to the afore-mentioned Petition dismissing same and stating that the "date-in" box on the Express Mail mailing label was blank. Applicant hereby attaches a true copy of the Express Mail mailing label with the "date-in" box marked with a date of August 25, 2006. In addition, Applicant attaches a true copy of the Response to Notification of Missing Requirements submitted on August 25, 2006 which identifies the Express Mail mailing number as EV389414962US on the first page of said document.

Applicant hereby requests reconsideration of the decision made by the Patent Office on February 19, 2008 and that the office revive the above-identified application. Applicant is submitting a copy of the originally filed Response to Notification of Missing Requirements and a copy of the Express Mail mailing label as supporting documents that the Response was filed in a timely manner and, as such, Applicant believes that he has overcome items 2 through 4 under 37 CFR 1.10 (e). Applicant notes that he has already satisfied item 1.

All statements made are believed to be true and are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application.

Respectfully submitted,

TREXLER, BUSHNELL, GIANGIORGI,
BLACKSTONE & MARR, LTD.

Date: March 4, 2008

By: 

James R. Foley, Reg. No. 39,979
Attorneys for Applicant
105 West Adams Street, 36th Floor
Chicago, Illinois 60603
Tel: (312) 704-1890

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EV 389414962 US



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TREXLER, BUSHNELL 105 W ADAMS ST STE 3600 CHICAGO IL 60603-4109	
198/43889	

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No.: 10/552,221

International App. No.: PCT/GB04/02957

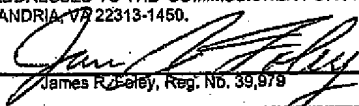
Priority Date: 12 July 2003

Int. Filing Date: 08 July 2004

Inventor: Colin Roy Tarry

For: **CONDUCTIVE MATERIALS**

Atty Ref.: 198/43889/522-PCT-US

CERTIFICATE OF MAILING BY "EXPRESS MAIL"	
MAILING LABEL NUMBER:	EV389414962US
DATE OF DEPOSIT:	August 25, 2006
I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE "EXPRESS MAIL POST OFFICE BOX ADDRESSEE" SERVICE UNDER 35 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS ADDRESSED TO THE COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450.	
 James R. Carey, Reg. No. 39,979	

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS
UNDER 35 U.S.C. 371 IN THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The above-noted application was filed under the provisions of 37 CFR 1.494, and in conjunction therewith a Notification of Missing Requirements issued on August 21, 2006.

The Notification indicates that an executed oath or declaration of the inventors must be provided. Please find enclosed the following:

- a. A Declaration and Power of Attorney for Patent Application duly executed by the inventor;
- b. A copy of the aforementioned Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); and

COPY

- c. A check in the amount of \$65.00 to cover the surcharge for late submission of the executed Declaration for a Small Entity.


The Commissioner is authorized to charge Deposit Account No. 20-1495 any amount necessary to cover any additional costs associated with this Response in the event that the check mentioned above is either insufficient or lost, or to credit any overpayment.

It is believed that the enclosed material responds fully to the aforementioned Notice, and if any additional information is needed, please contact the undersigned at (312) 704-1890.

Respectfully submitted,

Date: August 25, 2006

By: _____


Richard A. Giangiorgi, Reg. No. 24,284
James R. Foley, Reg. No. 39,979
Trexler, Bushnell, Giangiorgi,
Blackstone & Marr, Ltd.
105 W. Adams Street, 36th Floor
Chicago, Illinois 60603
(312) 704-1890

As a below named inventor, I hereby declare that.

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: CONDUCTIVE MATERIALS, the specification of which

(check one) ☐ is attached hereto
☒ was filed on 08 July 2004 as Application Serial No. PCT/GB2004/002957
and was amended on October 6, 2005 (If applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, §1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, §119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

Priority Claimed

0316327.6 GB 12 July 2003
(Number) (Country) (Day/Month/Year Filed)

☒ ☐
Yes No

Prior Provisional Application(s)

I hereby claim the benefit under Title 35, United States Code, §119(e) of any United States provisional application(s) listed below.

(Application Number) (Filing Date)

I hereby claim the benefit under Title 35, United States Code, §120 of any United States application(s) listed below; insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application:

(Application Serial No.) (Filing Date) (Status: patented, pending, abandoned)

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: Richard A. Giangiorgi, Reg. 24,284; Raiford A. Blackstone, Jr., Reg. 25,156; David J. Marr, Reg. 32,915; Linda L. Palomar, Reg. 37,903; James R. Foley, Reg. 39,979; Timothy M. McCarthy, Reg. 42,855; James O'Malley, Reg. 45,952; Paige A. Kitzinger, Reg. 45,219; Robert J. Depke, Reg. 37,607; and Lewis T. Steadman, Reg. 17,074.

SEND CORRESPONDENCE TO: **TREXLER, BUSHNELL, GIANGIORGI, BLACKSTONE & MARR, LTD.**
105 W. ADAMS STREET, CHICAGO, IL 60603

DIRECT TELEPHONE CALLS TO: (312) 704-1890 RICHARD A. GIANGIORGI (REG. 24,284)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor Colin Roy Tarry
Inventor's signature [Signature] Date 18th November 2005
Residence City Somerset Country Great Britain
Citizenship Great Britain
Post Office Address 2 Southway Cottages, Polsham, Wells
Somerset BA5 1RW, Great Britain



UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office
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Hulse Case 522-PCT-US
VS

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/552,221	Colin Roy Tarry	198/43889/Case 522-PCT-US

279
TREXLER, BUSHNELL, GIANGIORGI
BLACKSTONE & MARR, LTD.
105 WEST ADAMS STREET
SUITE 3600
CHICAGO, IL 60603

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AUG 25 2006

TREXLER, BUSHNELL, GIANGIORGI,
BLACKSTONE & MARR, LTD.

INTERNATIONAL APPLICATION NO.

PCT/GB04/02957

I.A. FILING DATE	PRIORITY DATE
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07/08/2004

07/12/2003

CONFIRMATION NO. 6512

371 FORMALITIES LETTER



OC000000020102205

Date Mailed: 08/21/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 10/06/2005
- Copy of the International Search Report filed on 10/06/2005
- Preliminary Amendments filed on 10/06/2005
- Information Disclosure Statements filed on 11/30/2005
- Oath or Declaration filed on 10/06/2005
- U.S. Basic National Fees filed on 10/06/2005

The applicant needs to satisfy supplemental fees problems indicated below.

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

JOHN L ANDERSON

Telephone: (703) 308-9140 EXT 211

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/552,221	PCT/GB04/02957	198/43889/Case 522-PCT-US

FORM PCT/DO/EO/905 (371 Formalities Notice)